

Senate Study Bill 1193

SENATE/HOUSE FILE _____
BY (PROPOSED GOVERNOR'S BILL)

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act requiring counties and cities with flood hazard areas
2 within their boundaries to participate in the national flood
3 insurance program.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
5 TLSB 1727XL 83
6 av/rj/5

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1 1 Section 1. NEW SECTION. 455B.262B NATIONAL FLOOD
1 2 INSURANCE PROGRAM == PARTICIPATION REQUIRED.
1 3 1. All counties and cities in this state that have flood
1 4 hazard areas within their political boundaries identified by
1 5 the federal emergency management agency shall meet the
1 6 requirements for participation in the national flood insurance
1 7 program administered by the federal emergency management
1 8 agency on or before July 30, 2011. Each county or city shall
1 9 agree to manage flood hazard areas within its jurisdiction by
1 10 adopting regulatory standards that meet or exceed statewide
1 11 floodplain management standards and the minimum requirements
1 12 of the national flood insurance program.
1 13 2. The department shall assist counties and cities with
1 14 developing and administering local floodplain management
1 15 programs and with otherwise meeting the requirements for
1 16 participation in the national flood insurance program.
1 17 3. State participation in funding financial assistance
1 18 under section 29C.6, subsection 17, paragraph "a", is
1 19 contingent upon the county or city participating in the
1 20 national flood insurance program pursuant to this section.
1 21 Sec. 2. IMPLEMENTATION OF ACT. Section 25B.2, subsection
1 22 3, shall not apply to this Act.

1 23 EXPLANATION
1 24 This bill creates new Code section 455B.262B requiring all
1 25 counties and cities in the state that have flood hazard areas
1 26 within their political boundaries identified by the federal
1 27 emergency management agency to meet the requirements for
1 28 participation in the national flood insurance program
1 29 administered by the federal emergency management agency on or
1 30 before July 30, 2011. Each county or city must agree to
1 31 manage flood hazard areas within its jurisdiction by adopting
1 32 regulatory standards that meet or exceed statewide floodplain
1 33 management standards and the minimum standards of the national
1 34 flood insurance program. The department of natural resources
1 35 shall assist cities and counties with developing and
2 1 administering local floodplain management programs and
2 2 otherwise meeting the requirements of the national flood
2 3 insurance program.
2 4 State participation in funding financial assistance to a
2 5 county or city pursuant to Code section 29C.6(17)(a) when
2 6 federal financial assistance is available, is contingent upon
2 7 the county or city participating in the national flood
2 8 insurance program as required in new Code section 455B.262B.
2 9 The bill may include a state mandate as defined in Code
2 10 section 25B.3. The bill makes inapplicable Code section
2 11 25B.2, subsection 3, which would relieve a political
2 12 subdivision from complying with a state mandate if funding for
2 13 the cost of the state mandate is not provided or specified.
2 14 Therefore, political subdivisions are required to comply with
2 15 any state mandate included in the bill.
2 16 LSB 1727XL 83
2 17 av/rj/5.2